

PTO/SB/12 (10-93) Approved for use through 07/31/2006, OMB 0651-0032

**OFFICE ACTION**  
**PTO**  
**AUG 03 2004**  
**U.S. PATENT & TRADEMARK OFFICE**

**FEE TRANSMITTAL**  
**for FY 2004**  
 Effective 10/01/2003. Patent Fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

<b>Application Number</b>		10/045,567
<b>Filing Date</b>		October 19, 2001
<b>First Named Inventor</b>		Ryan et al.
<b>Examiner Name</b>		Robert B. Davis
<b>Group/Art Unit</b>		1722
<b>Attorney Docket Number</b>		35683.0003

<b>TOTAL AMOUNT OF PAYMENT</b>	(\$86)
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METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)				
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input type="checkbox"/> Deposit Account:   Deposit Account Number: <u>08-2442</u> Deposit Account Name: <u>Hodgson Russ LLP</u> The Director is hereby authorized to (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Charge any fee deficiencies or credit any overpayments <input type="checkbox"/> Charge any additional fees during pendency of this application. <input type="checkbox"/> Charge fees indicated below, except for the filing fee to the above-identified deposit account				<b>3. ADDITIONAL FEES</b>				
				<u>Large Entity</u>		<u>Small Entity</u>		
				Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
				1051	130	2051	65	Surcharge - late filing fee or oath
				1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
				1053	130	1053	130	Non-English specification
				1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination
				1804	920*	1804	920*	Requesting Publication of SIR prior to Examiner Action
				1805	1,840*	1805	1,840*	Requesting Publication of SIR after Examiner Action
				1251	110	2251	55	Extension for reply within first month
				1252	420	2252	210	Extension for reply within second month
				1253	950	2253	475	Extension for reply within third month
				1254	1,480	2254	740	Extension for reply within fourth month
				1255	2,010	2255	1,005	Extension for reply within fifth month
<b>1. BASIC FILING FEE</b>				1401	330	2401	165	Notice of Appeal
<u>Large Entity</u> <u>Small Entity</u> Fee Code (\$)				1402	330	2402	165	Filing a brief in support of an appeal
Fee Description   Fee Paid 1001 770 2001 385 Utility filing fee \$				1403	290	2403	145	Request for oral hearing
1002 340 2002 170 Design filing fee \$				1451	1,510	1451	1,510	Petition to institute a public use proceeding
1003 530 2003 265 Plant filing fee \$				1452	110	2452	55	Petition to revive - unavoidable
1004 770 2004 385 Reissue filing fee \$				1453	1,330	2453	665	Petition to revive - unintentional
1005 160 2005 80 Provisional filing fee \$				1501	1,330	2501	665	10 advance copies Utility issue fee (or reissue)
<b>2. EXTRA CLAIM FEES FOR UTILITY/ REISSUE</b>				1502	480	2502	240	Design issue fee
Extra Fee   Fee from Claims below Total Claims   / / -20** =   / / x   / / =				1503	640	2503	320	Plant issue fee
Independent Claims   / 2 / - =   / 43 / x   / / =   \$86				1460	130	1460	130	Petitions to the Commissioner
Multiple dependent   / / x   / / =   \$				1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
<u>Large Entity</u> <u>Small Entity</u> Fee Code (\$)				1806	180	1806	180	Submission of Information Disclosure Statement
Fee Description   Fee Paid 1202 18 2202 9 Claims in excess of 20 \$				8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1201 86 2201 43 Independent claims in excess of 3 \$				1809	770	2809	385	Filing a submission after final rejection(37 CFR 1.129(a))
1203 290 2203 145 Multiple dependent claim if not paid \$				1810	770	2810	385	For each add'l invention to be examined(37 CFR 1.129(b))
1204 86 2204 43 **Reissue independent claims over original patent \$				1801	770	2801	385	Request For Continued Examination (RCE)
1205 18 2205 9 **Reissue claims in excess of 20 and over original patent \$				1802	900	1802	900	Request for Expedited Examination of a design application
<b>3. SUBTOTAL (1)</b>								
<b>3. SUBTOTAL (2)</b>				<b>3. SUBTOTAL (3)</b>				
<b>SUBMITTED BY:</b> John M. Del Vecchio   Reg. No. 42,475				<b>Other fee (specify)</b>				
<b>SIGNATURE</b> <i>John M. Del Vecchio</i>				<b>*Reduced by basic filing fee paid</b>				
<b>DATE:</b> July 30, 2004   Telephone: (716) 848-1644				<b>SUBTOTAL (3)</b>				

I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on July 30, 2004.

Janice Capuani  
 Name

*Janice Capuani*  
 Signature

July 30, 2004  
 Date of Signature

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